



**STATEMENT OF PROCEEDINGS FOR THE  
REGULAR MEETING OF THE BOARD OF SUPERVISORS  
OF THE COUNTY OF LOS ANGELES HELD IN ROOM 381B  
OF THE KENNETH HAHN HALL OF ADMINISTRATION  
500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012**

**Tuesday, November 23, 2010**

**9:30 AM**

Present: Supervisor Ridley-Thomas, Supervisor Yaroslavsky,  
Supervisor Knabe, Supervisor Antonovich and Supervisor  
Molina

Video Link for the Entire Meeting (03-1075)

**Attachments:** [Video Transcript](#)

Invocation led by The Reverend Neal Neuenschwander, First Presbyterian Church, San Pedro (4).

Pledge of Allegiance led by DeForeest Wright, Jr., Commander, Will Rogers Post No. 539, Los Angeles, The American Legion (3).

**I. PRESENTATIONS/SET MATTERS**

**9:30 a.m.**

Presentation of pets to the television audience for the County's Pet Adoption Program, as arranged by Supervisor Antonovich.

Presentation of Scroll to Tony Cartagena, in recognition of thirty-four years of admirable service with the Los Angeles County Department of Health Services, as arranged by Supervisor Molina.

Presentation of the 2010 Achievement Awards from the National Association of Counties (NACo), to Los Angeles County Departments and project managers, as arranged by Supervisor Molina. (10-0060)

**S-1.   11:00 a.m.**

Report by the Chief Executive Officer on the benefits and estimates of costs of Project Labor Agreements, how they will be utilized, details on how the Labor Agreements are going to be implemented and which unions will be negotiated with, as requested at the meeting of October 19, 2010. (Continued from meeting of 11-16-10)

**Supervisor Ridley-Thomas made a motion to authorize the Chief Executive Officer, County Counsel and the Director of Public Works to negotiate with representatives of the various building trades the terms of a Project Labor Agreement (PLA) for the Martin Luther King, Jr. Multi-Service Ambulatory Care Center (MLK MACC) Project.**

- (a) This agreement shall include protections for the County from work stoppages, labor unavailability and other circumstances that could hinder the delivery schedule and budget for the project. Such agreement shall not constitute an obligation to create an “all union” job but, rather, shall protect the interests of the County while simultaneously ensuring high-quality, career building employment for targeted workers on the project;**
- (b) The Chief Executive Officer, County Counsel and Director of Public Works shall report back at the next Board meeting and every two weeks thereafter on the status of the negotiations. The first report back shall include an examination of the impact the PLA could have on non-union employees and how jurisdictional disputes could be quickly resolved; and**
- (c) This agreement shall not be finalized without the Board’s final approval.**

**David Howard, representing the Department of Public Works, presented a report, and responded to questions posed by the Board.**

**William T Fujioka, Chief Executive Officer, Jan Takata, Senior Manager, Chief Executive Office, and Andrea Sheridan Ordin, County Counsel, responded to questions posed by the Board.**

**Richard Slauson, Maria Elena Durazo, Ernest Roberts, Arturo Ybarra, Brad Carson, Yancy R. Cooks, Leslie Gersicoff, Jackie Nutting, Juan Santana, Daniel E. Vanderwal and other interested persons addressed**

the Board.

Supervisor Molina made a suggestion to amend Supervisor Ridley-Thomas' motion to make this PLA a pilot; and instructed the Chief Executive Officer to report back with a comparison of wages and benefits for a worker under a PLA, versus a worker not under a PLA with the report back to include answers to the following:

- If there are going to be union fees involved, what are the benefits associated with these fees? What, specifically, will the nonunion workers receive in benefits or protections in return for contributing dues and money to the trust fund - and if benefits, for how long?
- Which of those benefits or protections would the nonunion workers have gotten with or without the PLA? How will the benefits or protections they will receive from the union under the PLA are (or are not) different from the benefits or returns they would have gotten without a PLA?
- How long does it take an employee to become eligible for the benefits and do the benefits last for a specific period of time?
- If an employee stays with an employer beyond the project, will they have coverage during that period of time?
- If a worker is paying union dues, what is the wage scale going to be as compared to a union job?
- Will there be a direct correlation for the community to benefit from any apprenticeship program?
- Will there be any delay in the project due to training?
- Will the plan directly benefit the employees and enhance the surrounding community, including a pathway to local hiring and a pathway to on-time project completion, and within budget?
- What standards should be established relative to this PLA?
- While under a PLA, how can you force a nonunion employer to provide healthcare coverage, but the County is prohibited from forcing any nonunion employer to provide healthcare coverage?

Supervisor Yaroslavsky requested the Chief Executive Officer to also address in his report the potential issue of whether a jurisdictional dispute may stop or delay the project, a mechanism to put tight limits on the amount of time it takes to resolve the dispute, as well as a mechanism to resolve disputes.

During the discussion, the Chief Executive Officer stated he could complete the initial report without the assistance of outside negotiators.

After further discussion, Supervisor Yaroslavsky made a suggestion to further amend Supervisor Ridley-Thomas' motion to read as follows:

Authorize the Chief Executive Officer, County Counsel and the Director of Public Works to ~~negotiate~~ confer with representatives of the various building trades regarding the terms of a potential Project Labor Agreement (PLA) for the Martin Luther King, Jr. Multi-Service Ambulatory Care Center (MLK MACC) Project.

(a) This potential agreement shall include protections for the County from work stoppages, labor unavailability and other circumstances that could hinder the delivery schedule and budget for the project. Such potential agreement shall not constitute an obligation to create an "all union" job but, rather, shall protect the interests of the County while simultaneously ensuring high-quality, career building employment for targeted workers on the project.

(b) The Chief Executive Officer, County Counsel and Director of Public Works shall report back in two weeks ~~at the next Board meeting and every two weeks thereafter on the status of the negotiations.~~ The first report back shall include an examination of the impact the PLA could have on non-union employees and how jurisdictional disputes could be quickly resolved.

(c) This potential agreement shall not be finalized without the Board's final approval.

Supervisor Ridley-Thomas accepted Supervisor Yaroslavsky's amendments.

After discussion, on motion of Supervisor Ridley-Thomas, seconded by

**Supervisor Yaroslavsky the Board authorized the Chief Executive Officer, County Counsel and the Director of Public Works to confer with representatives of the various building trades regarding the terms of a potential Project Labor Agreement (PLA) for the Martin Luther King, Jr. Multi-Service Ambulatory Care Center (MLK MACC) Project.**

- (a) This potential agreement shall include protections for the County from work stoppages, labor unavailability and other circumstances that could hinder the delivery schedule and budget for the project. Such potential agreement shall not constitute an obligation to create an “all union” job but, rather, shall protect the interests of the County while simultaneously ensuring high-quality, career building employment for targeted workers on the project.**
- (b) The Chief Executive Officer, County Counsel and Director of Public Works shall report back in two weeks without the assistance of outside negotiators. The report will address the following:**
- An examination of the impact the PLA could have on non-union employees and how jurisdictional disputes could be quickly resolved;**
  - The potential issue of whether a jurisdictional dispute may stop or delay the project, a mechanism to put a very tight limit on the amount of time it takes to resolve the dispute as well as a mechanism to resolve disputes;**
  - A side-by-side comparison of wages and benefits for a worker under a PLA, versus a worker not under a PLA;**
  - If there are going to be union fees involved, what are the benefits associated with these fees? What, specifically, will the nonunion workers receive in benefits or protections in return for contributing dues and money to the trust fund - and if benefits, for how long?**
  - Which of those benefits or protections would the nonunion workers have gotten with or without the PLA? How will the benefits or protections they will receive from the union under the PLA are (or are not) different from the benefits or returns**

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they would have gotten without a PLA?

- How long does it take an employee to become eligible for the benefits and do the benefits last for a specific period of time?
- If an employee stays with an employer beyond the project, will they have coverage during that period of time?
- If a worker is paying union dues, what is the wage scale going to be as compared to a union job?
- Will there be a direct correlation for the community to benefit from any apprenticeship program?
- Will there be any delay in the project due to training?
- Will the plan directly benefit the employees and enhance the surrounding community, including a pathway to local hiring and a pathway to on-time project completion and within budget?
- What standards should be established relative to this PLA? and
- While under a PLA, how can you force a nonunion employer to provide healthcare coverage, but the County is prohibited from forcing any nonunion employer to provide healthcare coverage? and

(c) This potential agreement shall not be finalized without the Board's final approval.

Said motion was duly carried by the following vote: (10-2637)

**Ayes:** 4 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe and Supervisor Molina

**Abstentions:** 1 - Supervisor Antonovich

**Attachments:** [Chief Executive Officer Report](#)  
[Motion by Supervisor Ridley-Thomas Report](#)  
[Video](#)  
[Audio](#)

**S-2.** 11:30 a.m.

Status report by the Interim Director of Health Services and the Chief Executive Officer on various key indicators of progress, hospital operation status, and any other issues relating to the transition to the new Los Angeles County Medical Center. (08-3250)

**By Common Consent, there being no objection, the Interim Director of Health Services' report was received and filed.**

Attachments: [Report](#)

**II. SPECIAL DISTRICT AGENDA**

**STATEMENT OF PROCEEDINGS FOR THE MEETING OF  
THE HOUSING AUTHORITY  
OF THE COUNTY OF LOS ANGELES  
TUESDAY, NOVEMBER 23, 2010  
9:30 A.M.**

- 1-H.** Recommendation: Approve and authorize the Executive Director to amend the existing Interagency Agreement with the Housing Authority of the City of Los Angeles (HACLA) relating to the U.S. Department of Housing and Urban Development Shelter Plus Care Program, to include sponsor-based and project-based rental assistance grants, effective upon Board approval; and to amend the Interagency Agreement with HACLA to extend the term and to incorporate any other administrative provisions that may be required. (Continued from meeting of 11-9-10) (10-2533)

**By Common Consent, there being no objection, this item was referred back to the Department.**

Attachments: [Board Letter](#)

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**III. PUBLIC HEARINGS 1 - 12**

1. Hearing on adoption of resolution to update the Developer Fee Program, approving the Developer Fee Detailed Fire Station Plan dated October 2010 and the Consolidated Fire Protection District Developer Fee Funds 2009-10 Fiscal Year End Report; receive and file the Report for In-Kind Contributions for Development Impact Mitigation, and find that the Developer Fee Program is exempt from the California Environmental Quality Act. **(Fire Department)** (10-2453)

**All persons wishing to testify were sworn in by the Executive Officer of the Board. Lorraine Buck, representing the Fire Department, testified. Opportunity was given for interested persons to address the Board. No interested persons addressed the Board. No correspondence was presented.**

**On motion of Supervisor Yaroslavsky, seconded by Supervisor Knabe, the Board closed the public hearing and took the following actions:**

1. **Made a finding that updating the Developer Fee Program is exempt from the California Environmental Quality Act, in that it involves the collection of fees for capital projects necessary to maintain services within existing service areas;**
2. **Adopted a resolution updating the Developer Fee Program which:**
  - a. **Approves the Developer Fee Detailed Fire Station Plan;**
  - b. **Approves the Consolidated Fire Protection District Developer Fee Funds 2009-10 Fiscal Year-End Report; and**
3. **Received and filed the Report of In-Kind Contributions for Development Impact Mitigation.**

**Ayes:** 5 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Attachments:** [Board Letter](#)  
[Video](#)  
[Audio](#)

2. Hearing on amendment to the County Code, Title 16 - Highways, to increase existing fees to achieve full recovery of the costs incurred for permit processing, issuance, inspections, and other activities affecting County roads and road rights-of-way and miscellaneous services; amend the language



regarding annual fee adjustments based on the Consumer Price Index; define single and annual transportation permits and oversized extralegal loads; authorize the collection of an investigation fee for unpermitted work affecting County roads and road rights-of-way by third parties and issuance fees for single and annual transportation permits; and find that the ordinance is exempt from the California Environmental Quality Act. **(Public Works)** (10-2225)

**By Common Consent, there being no objection, this item was continued without discussion to December 7, 2010.**

Attachments:     [Board Letter](#)

3. Hearing on amendments to Chapter 17 of the County Flood Control District Code to add and revise definitions to clarify their meanings; add new fees and increase existing fees to defray the costs incurred by the County Flood Control District for plan check, inspections, and other activities performed in connection with the issuance of flood hazard reports, the issuance of permits for work affecting County Flood Control District facilities and property, approval of transfer drains, and miscellaneous other services; authorize the collection of an investigation fee for unpermitted work affecting District facilities or property by third parties; and find that the proposed ordinance is exempt from the California Environmental Quality Act. **(Public Works)** (10-2226)

**By Common Consent, there being no objection, this item was continued without discussion to December 7, 2010.**

Attachments:     [Board Letter](#)

4. Hearing on amendments to Chapter 20.32 of the County Code to increase existing sewer construction permit fees to achieve full recovery of the costs incurred for permit application review, processing, field inspection, and the procurement and preparation of record plans; add annual fee adjustments based on the Consumer Price Index; authorize the suspension or revocation of a sewer construction permit under certain conditions; authorize the collection of an investigation fee for unpermitted sewer-related work; and find that the proposed ordinance is exempt from the California Environmental Quality Act. **(Public Works)** (10-2227)

**By Common Consent, there being no objection, this item was continued without discussion to December 7, 2010.**

Attachments:     [Board Letter](#)

5. Hearing on ordinance for adoption amending the County Code, Title 26 - Building Code, to repeal those provisions of the Building Code which had incorporated portions of the 2007 Edition of the California Building Code by reference and replaces them with provisions incorporating portions of the 2010

California Building Code, published by the California Building Standards Commission, by reference, with certain changes and modifications **(Public Works)** (10-2479)

All persons wishing to testify were sworn in by the Executive Officer of the Board. Opportunity was given for interested persons to address the Board. No interested persons addressed the Board. No correspondence was presented.

On motion of Supervisor Knabe, seconded by Supervisor Antonovich, the Board closed the public hearing and took the following actions:

1. Made a finding that the proposed changes and modifications to building standards contained in the 2010 California Building code are reasonably necessary because of local climatic, geological, and/or topographical conditions, as detailed in the ordinance;
2. Made a finding that the proposed ordinance is exempt from the provisions of the California Environmental Quality Act pursuant to State Guidelines Section 15061(b)(3);
3. Adopted Ordinance No. 2010-0053 entitled, "An ordinance amending Title 26 - Building Code of the Los Angeles County Code by adopting the 2010 California Building Code by reference, with certain changes and modifications, and making other revisions thereto." This ordinance shall take effect December 23, 2010 and become operative January 1, 2011; and
4. Directed the Director of Public Works to file the adopted ordinance containing the Board's findings with the California Building Standards Commission.

This item was duly carried by the following vote:

**Ayes:** 5 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Attachments:** [Ordinance](#)  
[Board Letter](#)  
[Certified Ordinance](#)  
[Video](#)  
[Audio](#)

6. Hearing on ordinance for adoption amending the County Code, Title 27 - Electrical Code, to repeal provisions of the Electrical Code which had incorporated portions of the 2007 Edition of the California Electrical Code by reference, and replaces them with provisions incorporating by reference portions of the 2010 California Electrical Code, published by the California Building Standards Commission, with certain changes and modifications. Unless deleted or modified herein, the previously enacted provisions of Title 27 continue in effect. **(Public Works) (10-2477)**

**All persons wishing to testify were sworn in by the Executive Officer of the Board. Opportunity was given for interested persons to address the Board. No interested persons addressed the Board. No correspondence was presented.**

**On motion of Supervisor Knabe, seconded by Supervisor Yaroslavsky, the Board closed the public hearing and took the following actions:**

- 1. Made a finding that the proposed changes and modifications to building standards contained in the 2010 California Electrical Code are reasonably necessary because of local climatic, geological, and/or topographical conditions, as detailed in the ordinance;**
- 2. Made a finding that the proposed ordinance is exempt from the provisions of the California Environmental Quality Act pursuant to State Guidelines Section 15061(b)(3);**
- 3. Adopted Ordinance No. 2010-0054 entitled, "An ordinance amending Title 27 - Electrical Code of the Los Angeles County Code by adopting portions of the 2010 California Electrical Code, by reference, with certain changes and modifications, and making other revisions thereto." This ordinance shall take effect December 23, 2010 and become operative January 1, 2011; and**
- 4. Directed the Director of Public Works to file the adopted ordinance containing the Board's findings with the California Building Standards Commission.**

**This item was duly carried by the following vote:**

**Ayes:** 5 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Attachments:**     [Ordinance](#)  
                              [Board Letter](#)  
                              [Certified Ordinance](#)  
                              [Video](#)  
                              [Audio](#)

7. Hearing on ordinance for adoption amending the County Code, Title 28 - Plumbing Code, to repeal those provisions of the Plumbing Code which had incorporated portions of the 2007 Edition of the California Plumbing Code by reference, and replaces them with provisions incorporating by reference portions of the 2010 California Plumbing Code, published by the California Building Standards Commission, with certain changes and modifications. Unless deleted or modified herein, the previously enacted provisions of the Title 28 continue in effect. **(Public Works)** (10-2480)

**All persons wishing to testify were sworn in by the Executive Officer of the Board. Opportunity was given for interested persons to address the Board. No interested persons addressed the Board. No correspondence was presented.**

**On motion of Supervisor Yaroslavsky, seconded by Supervisor Knabe, the Board closed the public hearing and took the following actions:**

- 1. Made a finding that the proposed changes and modifications to building standards contained in the 2010 California Plumbing Code are reasonably necessary because of local climatic, geological, and/or topographical conditions, as detailed in the ordinance;**
- 2. Made a finding that the proposed ordinance is exempt from the provisions of the California Environmental Quality Act pursuant to State Guidelines Section 15061(b)(3);**
- 3. Adopted Ordinance No. 2010-0055 entitled, "An ordinance amending Title 28 - Plumbing Code of the Los Angeles County Code by adopting portions of the 2010 California Plumbing Code, by reference, with certain changes and modifications, and making other revisions thereto." This ordinance shall take effect December 23, 2010 and become operative January 1, 2011; and**
- 4. Directed the Director of Public Works to file the adopted ordinance containing the Board's findings with the California Building Standards Commission.**

**This item was duly carried by the following vote:**

**Ayes:** 5 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Attachments:** [Ordinance](#)  
[Board Letter](#)  
[Certified Ordinance](#)  
[Video](#)  
[Audio](#)

8. Hearing on ordinance for adoption of the County Code, Title 29 - Mechanical Code, to repeal those provisions of the Mechanical Code which had incorporated portions of the 2007 Edition of the California Mechanical Code by reference and replaces them with provisions incorporating portions of the 2010 California Mechanical Code, published by the California Building Standards Commission, with certain changes and modifications. Unless deleted or modified herein, the previously enacted provisions of the Title 29 continue in effect. **(Public Works)** (10-2485)

**All persons wishing to testify were sworn in by the Executive Officer of the Board. Opportunity was given for interested persons to address the Board. No interested persons addressed the Board. No correspondence was presented.**

**On motion of Supervisor Antonovich, seconded by Supervisor Yaroslavsky, the Board closed the public hearing and took the following actions:**

- 1. Made a finding that the proposed changes and modifications to building standards contained in the 2010 California Mechanical Codes are reasonably necessary because of local climatic, geological, and/or topographical conditions, as detailed in the ordinance;**
- 2. Made a finding that the proposed ordinance is exempt from the provisions of the California Environmental Quality Act pursuant to State Guidelines Section 15061(b)(3);**
- 3. Adopted Ordinance No. 2010-0056 entitled, "An ordinance amending Title 29 - Mechanical Code of the Los Angeles County Code, by adopting portions of the 2010 California Mechanical Code, by reference, with certain changes and modifications, and making other revisions thereto." This ordinance shall take effect December 23, 2010 and become operative January 1, 2011; and**
- 4. Directed the Director of Public Works to file the adopted ordinance**

containing the Board's findings with the California Building Standards Commission.

**This item was duly carried by the following vote:**

**Ayes:** 5 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Attachments:** [Ordinance](#)  
[Board Letter](#)  
[Certified Ordinance](#)  
[Video](#)  
[Audio](#)

9. Hearing on ordinance for adoption amending the County Code to add Title 30 - Residential Code, to incorporate by reference portions of the 2010 California Residential Code, published by the California Building Standards Commission, with certain changes and modifications. **(Public Works)** (10-2484)

**All persons wishing to testify were sworn in by the Executive Officer of the Board. Opportunity was given for interested persons to address the Board. No interested persons addressed the Board. No correspondence was presented.**

**On motion of Supervisor Knabe, seconded by Supervisor Antonovich, the Board closed the public hearing and took the following actions:**

- 1. Made a finding that the proposed changes and modifications to building standards contained in the 2010 California Residential Code are reasonably necessary because of local climatic, geological, and/or topographical conditions, as detailed in the ordinance;**
- 2. Made a finding that the proposed ordinance is exempt from the provisions of the California Environmental Quality Act pursuant to State Guidelines Section 15061(b)(3);**
- 3. Adopted Ordinance No. 2010-0057 entitled, "An ordinance adding Title 30 – Residential Code to the Los Angeles County Code, relating to the adoption of the 2010 California Residential Code by reference, with certain changes and modifications." This ordinance shall take effect December 23, 2010 and become operative January 1, 2011; and**
- 4. Directed the Director of Public Works to file the adopted ordinance**

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containing the Board's findings with the California Building Standards Commission.

**This item was duly carried by the following vote:**

**Ayes:** 5 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Attachments:** [Ordinance](#)  
[Board Letter](#)  
[Certified Ordinance](#)  
[Video](#)  
[Audio](#)

- 10.** Hearing on ordinance for adoption amending the County Code to add Title 31 - Green Building Standards Code, to incorporate, by reference, portions of the 2010 California Green Building Standards Code, published by the California Building Standards Commission, with certain changes and modifications.  
**(Public Works) (10-2478)**

**All persons wishing to testify were sworn in by the Executive Officer of the Board. Opportunity was given for interested persons to address the Board. No interested persons addressed the Board. Correspondence was presented.**

**On motion of Supervisor Antonovich, seconded by Supervisor Knabe, the Board closed the public hearing and took the following actions:**

- 1. Made a finding that the proposed changes and modifications to building standards contained in the 2010 California Green Building Standards Code are reasonably necessary because of local climatic, geological, and/or topographical conditions, as detailed in the ordinance;**
- 2. Made a finding that the proposed ordinance is exempt from the provisions of the California Environmental Quality Act pursuant to State Guidelines Section 15061(b)(3);**
- 3. Adopted Ordinance No. 2010-0058 entitled, "An ordinance adding Title 31 – Green Building Standards Code of the Los Angeles County Code, relating to the adoption of the 2010 California Green Building Code by reference, with certain changes and modifications." This ordinance shall take effect December 23, 2010 and become operative January 1, 2011; and**

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- 4. Directed the Director of Public Works to file the adopted ordinance containing the Board's findings with the California Building Standards Commission.**

**This item was duly carried by the following vote:**

**Ayes:** 5 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Attachments:** [Ordinance](#)  
[Board Letter](#)  
[Certified Ordinance](#)  
[Video](#)  
[Audio](#)

- 11.** De novo hearing on Project No. R2009-02239-(5), Conditional Use Permit Case No. 200900026, Vesting Tentative Tract Map No. 071035, and a Final Environmental Impact Report with Mitigation Monitoring Reporting Program, to authorize construction, operation, and maintenance of a 230 megawatt photovoltaic electricity power generation facility. The project includes a reversion to acreage from 147 lots to one lot on 790 acres, currently located at the intersection of 170th Street West and SR 138 (Avenue D) near the unincorporated community of Antelope Acres in the Antelope Valley West Zoned District. Included is the updated Final Environmental Impact Report to reflect responses to late comments received after Regional Planning Commission's approval of the project. Applied for by AV Solar Ranch I, LLC. (Appeal from Regional Planning Commission's approval) **(Regional Planning)** (10-2261)

**All persons wishing to testify were sworn in by the Executive Officer the Board. Kim Szalay and Christina Tran, representing the Department of Regional Planning, testified. Opportunity was given for interested persons to address the Board. Leonard Figueroa, Jack Rubens, Peter Gutierrez, Frank DE Rosa, Melvin Layne and Lisa Krueger addressed the Board. Correspondence was presented.**

**On motion of Supervisor Antonovich, seconded by Supervisor Yaroslavsky, the Board closed the public hearing and took the following actions:**

- 1. Indicated that the Board has reviewed and considered the information contained in the Final Environmental Impact Report (FEIR), and that the FEIR reflects the independent judgment of the Board;**
- 2. Certified the FEIR and supplemental report provided by Regional Planning, the Mitigation Monitoring Reporting Program (MMRP),**



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**California Environmental Quality Act (CEQA) Findings of Fact, and Statement of Overriding Considerations for Project No. R2009-02239-(5), including Vesting Tentative Tract Map No. 071035 and Conditional Use Permit No. 2009-00026;**

3. **Signified its intent to approve the project as recommended by the Regional Planning Commission;**
4. **Signified its intent to deny the appeal filed by a representative for Northrup Grumman;**
5. **Directed County Counsel to prepare the necessary findings, conditions, and documents to affirm the Regional Planning Commission's approval of Project No. R2009-02239-(5) including Vesting Tentative Tract Map and Conditional Use Permit No. 2009-00026; and**
6. **Directed County Counsel and the Executive Office to bring the findings, conditions, and documents back to the Board at the meeting of December 7, 2010.**

**Ayes:** 5 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Attachments:** [Prior Board Letter](#)  
[Board Letter](#)

12. De novo hearing on Project No. R2010-01046-(1-5) Case No. RADVT201000011 and Environmental Case No. T201000057. Proposed ordinance revisions to Title 22 of the County Code that would provide for a complete ban of all medical marijuana dispensaries (MMD) in the unincorporated areas of the County, including if the California Supreme Court or the Court of Appeals issues a final ruling providing that an outright ban is unlawful, then the existing MMD regulations in Title 22 should continue in effect, Countywide. **(Regional Planning)** (10-2429)

**All persons wishing to testify were sworn in by the Executive Officer of the Board. Karin Simmons and Adrienne Ng, representing the Department of Regional Planning, testified. Dan Kirby, Sue Taylor, Amanda Brazel, Richard Kearns, Loring Greene, Craig Litwin, and other interested persons addressed the Board. Correspondence was presented.**

**Richard J. Bruckner, Director of Planning, and Andrea Sheridan Ordin, County Counsel, responded to questions posed by the Board.**

After discussion, Supervisor Yaroslavsky made a motion to approve the following:

1. Direct the Director of Planning, County Counsel, and other appropriate Departments to proactively implement at the soonest practicable time, but within 45 days, County's Title 1 enforcement procedures which could add fines of up to \$1,000 per day levied against illegal operators or the landlords who support them, which fines could start from the first day that a zoning inspection first documents illegal dispensary activity, and could continue until the illegal operation closes or receives the necessary permits, and which fines would be in addition to the County's existing enforcement tools; and
2. Direct the Director of Planning to report back to the Board of Supervisors in 60 days and again in 120 days thereafter regarding a) the number of illegal dispensaries operating in the unincorporated County, b) an enumeration of enforcement actions taken against those operators; and, c) the number of illegal operators that have closed following County enforcement operations.

After further discussion, Supervisor Yaroslavsky amended his motion to instruct the Director of Planning to immediately implement the County's Title 1 enforcement procedures and report back to the Board by December 14, 2010.

On motion of Supervisor Antonovich, seconded by Supervisor Knabe, the Board closed the public hearing and took the following actions:

1. Considered the Negative Declaration together with any comments received during the public review process, found on the basis of the entire record before the Board that there was no substantial evidence the project would have a significant effect on the environment; made a finding that the Negative Declaration reflected the independent judgment and analysis of the Board, and adopted the Negative Declaration;
2. Approved the recommendation of the Regional Planning Commission as reflected in the attached draft ordinance to ban all medical marijuana dispensaries (MMD) in the unincorporated areas of the County and if the California Supreme Court of the Court of Appeals issued a final ruling

providing that an outright ban was unlawful, then the existing MMD regulations in Title 22 should continue in effect, and that the proposed ordinance amendments are consistent with the Los Angeles County General; and

3. Instructed County Counsel to prepare an ordinance to amend Title 22 of the Los Angeles County Code as recommended by the Commission and include any changes directed by the Board.

Said motion was duly carried by the following vote:

**Ayes:** 4 - Supervisor Ridley-Thomas, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Noes:** 1 - Supervisor Yaroslavsky

As a separate action, on motion of Supervisor Yaroslavsky, seconded by Supervisor Knabe, the Board took the following actions:

1. Directed the Director of Planning, County Counsel, and other appropriate Departments to immediately implement the County's Title 1 enforcement procedures which could add fines of up to \$1,000 per day levied against illegal operators or the landlords who support them, which fines could start from the first day that a zoning inspection first documents illegal dispensary activity, and could continue until the illegal operation closes or receives the necessary permits, and which fines would be in addition to the County's existing enforcement tools; and
2. Directed the Director of Planning to report back to the Board by December 14, 2010 regarding a) the number of illegal dispensaries operating in the unincorporated County, b) an enumeration of enforcement actions taken against those operators; and, c) the number of illegal operators that have closed following County enforcement operations.

**Ayes:** 5 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Attachments:** [Board Letter](#)  
[Ordinance](#)  
[Video](#)  
[Audio](#)

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**ADMINISTRATIVE MATTERS****IV. BOARD OF SUPERVISORS 13 - 19**

13. Recommendations for appointments/reappointments to Commissions/Committees/Special Districts (+ denotes reappointments): **Documents on file in the Executive Office.**

Supervisor Molina

Philip L. Browning+, Supervisor Gloria Molina, and G. Michael Roybal, M.D., LA Care Health Plan (aka Local Initiative Health Authority) Governing Board, effective January 1, 2011. (10-2784)

**On motion of Supervisor Molina, seconded by Supervisor Yaroslavsky, this item was approved.**

**Ayes:** 5 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Attachments:** [Motion by Supervisor Molina](#)

14. Recommendation as submitted by Supervisor Antonovich: Extend the \$20,000 reward in exchange for information leading to the apprehension and/or conviction of the person or persons responsible for the heinous fatal traffic collision involving Alhambra resident, Shih-Siang Ho, on December 1, 2009 at approximately 1:21 p.m., at the Sixth Street undercrossing at Ramona Road in Alhambra. (10-2011)

**On motion of Supervisor Antonovich, seconded by Supervisor Yaroslavsky, this item was approved.**

**Ayes:** 5 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Attachments:** [Motion by Supervisor Antonovich](#)  
[Notice of Reward](#)

15. Recommendation as submitted by Supervisor Antonovich: Extend the \$20,000 reward in offered exchange for information leading to the apprehension and/or conviction of the person or persons responsible for the heinous arson fires in Lake Los Angeles at the Church of Jesus Christ of Latter Day Saints, located at 41535 170th Street East in Lancaster, and the First African Methodist Episcopal Church, located at 18512 East Avenue Q in Palmdale on August 25, 2010, which resulted in costly damages to both churches. (10-2019)

**On motion of Supervisor Antonovich, seconded by Supervisor Yaroslavsky, this item was approved.**

**Ayes:** 5 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Attachments:** [Motion by Supervisor Antonovich](#)  
[Notice of Reward](#)

16. Recommendation as submitted by Supervisor Molina: Proclaim December 7, 2010, as "Pearl Harbor Day" throughout Los Angeles County; and urge all citizens to participate in ceremonies honoring the Americans who served at Pearl Harbor and all Americans who served in World War II; and direct that all flags throughout the County shall be flown at half-staff in honor of those Americans who died as a result of the attack on that fateful day. (10-2780)

**On motion of Supervisor Molina, seconded by Supervisor Yaroslavsky, this item was approved.**

**Ayes:** 5 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Attachments:** [Motion by Supervisor Molina](#)

17. Recommendation as submitted by Supervisor Molina: Rename the East Los Angeles Probation Office located at 4849 Civic Center Way, as the "Mary Ridgway East Los Angeles Probation Office" in honor of Mary Ridgway, a 43-year veteran of the County Probation Department. (10-2762)

**Peter Shutan and Sal Martinez addressed the Board.**

**On motion of Supervisor Molina, seconded by Supervisor Antonovich, this item was approved.**

**Ayes:** 5 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Attachments:** [Motion by Supervisor Molina](#)

18. Recommendation as submitted by Supervisor Knabe: Reinstate the two \$10,000 rewards offered for the purpose of allowing the individuals who provided information that led to the suspect's conviction to file a claim for the reward related to the deaths of 17-year-old Dennis Moses, and 15-year-old Breon Taylor, who were shot and killed while attending a birthday party at the Lakewood Masonic Center in the City of Long Beach on January 19, 2008. (08-0290)

**On motion of Supervisor Knabe, seconded by Supervisor Yaroslavsky, this item was approved.**

**Ayes:** 5 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Attachments:** [Motion by Supervisor Knabe](#)  
[Notice of Reward](#)

19. Recommendation as submitted by Supervisor Knabe: Waive the estimated gross receipts fee in the amount of \$360, and reduce the permit fee to \$100, and parking fee to \$5 per vehicle, excluding the cost of liability insurance, at Torrance Beach for the Ratopia Charity Fund's 6th Annual Ratopia Surf Classic event, to be held December 18, 2010. (10-2781)

**On motion of Supervisor Knabe, seconded by Supervisor Yaroslavsky, this item was approved.**

**Ayes:** 5 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe, Supervisor Antonovich and Supervisor Molina

**Attachments:** [Motion by Supervisor Knabe](#)

#### **V. CONSENT CALENDAR 20 - 23**

##### **Chief Executive Office**

20. Recommendation: Award and authorize the Chief Executive Officer to execute an agreement with Gensler for a fee not to exceed \$2,992,120, to develop a comprehensive and strategic campus plan (Plan) (2) for the Martin Luther King, Jr. Medical Center to more efficiently provide essential health care services and meet the needs of the surrounding communities, funded through the Project and Facility Development Budget; and authorize a contingency fund of \$299,212 for any required changes to the scope of work to complete the Plan. (10-2746)

**Arnold Sachs addressed the Board.**

**On motion of Supervisor Knabe, seconded by Supervisor Yaroslavsky, this item was duly carried by the following vote:**

**Ayes:** 4 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe and Supervisor Molina

**Abstentions:** 1 - Supervisor Antonovich

**Attachments:** [Board Letter](#)  
[Video](#)  
[Audio](#)

21. Recommendation: Award and authorize the Chief Executive Officer to execute

an agreement with Perkins + Will for a fee not to exceed \$2,763,436, to develop a comprehensive and strategic campus plan (Plan) for the redevelopment of the Harbor-UCLA Medical Center campus (2), to more efficiently provide essential health care services and meet the needs of the surrounding communities, funded through the Project and Facility Development Budget; and authorize a contingency fund of \$276,344 for any required changes to the scope of work to complete the Plan. (10-2747)

**Arnold Sachs addressed the Board.**

**On motion of Supervisor Knabe, seconded by Supervisor Yaroslavsky, this item was duly carried by the following vote:**

**Ayes:** 4 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe and Supervisor Molina

**Abstentions:** 1 - Supervisor Antonovich

**Attachments:** [Board Letter](#)  
[Video](#)  
[Audio](#)

**Community and Municipal Services**

22. Recommendation: Award and instruct the Chair to sign a 15-year license agreement with Talking Horse Equestrian Center, Inc., for the operation and maintenance of the Equestrian Center at Frank G. Bonelli Regional County Park (5), for an initial 15-year term, and one five-year optional extension, with revenue to be provided to the County of no less than \$12,000 each year during the initial 15-year term, commencing on the first day of the month following Board approval; authorize the Director of Parks and Recreation to suspend, terminate, or assign the license agreement, if deemed necessary, in accordance with the approved terms and conditions of the license agreement; authorize the Director to exercise the five-year renewal option; and find that the proposed license agreement is exempt from the California Environmental Quality Act. **(Department of Parks and Recreation)** (Continued from meeting of 11-9-10) (10-2529)

**By Common Consent, there being no objection, this item was referred back to the Department.**

**Attachments:** [Board Letter](#)

**Ordinance for Adoption**

23. Ordinance for adoption amending the County Code, Title 12 - Environmental Protection, by adding a chapter regulating the use of plastic carryout bags and recyclable paper carryout bags and promoting the use of reusable bags within the County unincorporated area. Pursuant to this new Chapter, plastic carryout bags, as defined, may no longer be distributed by affected stores and a 10-cent (\$0.10) charge for recyclable paper carryout bags distributed by those stores will apply. (10-2218)

**Arnold Sachs addressed the Board.**

**On motion of Supervisor Knabe, seconded by Supervisor Yaroslavsky, the Board adopted Ordinance No. 2010-0059 entitled, “An ordinance amending Title 12 – Environmental Protection of the Los Angeles County Code, relating to regulating the use of plastic carryout bags and recyclable paper carryout bags and promoting the use of reusable bags within the County unincorporated area.” This ordinance shall take effect pursuant to Section 1 of the ordinance.**

**This item was duly carried by the following vote:**

**Ayes:** 4 - Supervisor Ridley-Thomas, Supervisor Yaroslavsky, Supervisor Knabe and Supervisor Molina

**Noes:** 1 - Supervisor Antonovich

**Attachments:** [Motion by Supervisors Molina and Ridley-Thomas Ordinance](#)  
[Certified Ordinance](#)  
[Video](#)  
[Audio](#)



**VI. MISCELLANEOUS**

- 26. Recommendations by individual Supervisors to establish, extend or otherwise modify cash rewards for information concerning crimes, consistent with the Los Angeles County Code.**
- 26-A.** Recommendation as submitted by Supervisor Knabe: Establish a \$10,000 reward in exchange for information leading to the apprehension and/or conviction of the person or persons responsible for the murder of Heather Broadus who was found lying deceased on the sidewalk at 347 E. 56th Street in Long Beach on August 30, 2010. (10-2868)

**On motion of Supervisor Knabe, and by Common Consent, there being no objection, this item was approved.**

**Attachments:**     [Motion by Supervisor Knabe](#)  
                              [Notice of Reward](#)

**Public Comment    27**

- 27.** Opportunity for members of the public to address the Board on items of interest that are within jurisdiction of the Board.

**Mathu Ater, Kyndall Brown, LeGrand Clegg, Harold Hall, Veda Hall, Bikbaye Inejnema, Jon Kinney, Nehez Meniooh, Richard Merika Ra Byrd, Lynn Moses, Irene Pang, Eric Preven, Arnold Sachs, David Serrano, Omega Shepherd and Sakkara Thomas addressed the Board. (10-2886)**

**Attachments:**     [Video](#)  
                              [Audio](#)

**Adjournments 28**

28. On motions duly seconded and unanimously carried, the meeting was adjourned in memory of the following persons:

**Supervisor Molina**

Connie Destito

**Supervisor Ridley-Thomas and All Members of the Board**

Sylvia Berghoff

**Supervisor Ridley-Thomas**

Helen Beatrice Breckenridge

**Supervisor Yaroslavsky**

Joanne Agoglia

Susan Christine Delmont

Irving Gellert

**Supervisor Knabe**

Jose C. Angel

Ofelia Cerda

Chuck Chambers

Marty Gibson

Sean Martin Kelly

Gary Otto Parsons

Lyle Pope

Russ Urban

Martin Zilinskas

Rosalie Miller Zittel

**Supervisor Antonovich**

Bessie Berry

Richard Blake

Frances De Pietro

Barbra Anne Pallos

Roger Rochart

Judy K. Whitley

Julilian Galich Von Wurmbrand (10-2878)

**VII. ITEMS CONTINUED FROM PREVIOUS MEETINGS FOR FURTHER  
DISCUSSION AND ACTION BY THE BOARD**

- A-1.** Continue local emergencies as a result of the following: (a) Discovery of an infestation of fruit flies, as proclaimed on May 10, 1990; (b) Conditions of extreme peril to the safety of persons and property arising as a result of fires within Los Angeles County, as proclaimed on October 13, 2008 and ratified by the Board on October 14, 2008; (c) Conditions of extreme peril to the safety of persons and property arising as a result of fires within Los Angeles County, as proclaimed on November 14, 2008 and ratified by the Board on November 18, 2008; (d) Conditions of extreme peril to the health and safety of persons arising as a result of Swine Influenza A virus within Los Angeles County, as proclaimed on April 28, 2009 and ratified by the Board on April 28, 2009; (e) Conditions of extreme peril to the safety of persons or property arose as a result of wild fires in the Cities of La Cañada Flintridge and Rancho Palos Verdes as proclaimed on August 28, 2009 and ratified by the Board on September 1, 2009; (f) Conditions of extreme peril to the health and safety of property arising as a result of Winter Storms 2010 in the County of Los Angeles, as proclaimed on January 18, 2010, and ratified by the Board on January 26, 2010; and (g) Conditions of extreme peril to the health and safety of property arising as a result of the wild fires in the Cities of Acton and Palmdale as proclaimed on July 29, 2010 and ratified by the Board on August 10, 2010.

**This item was reviewed and continued.**

**VIII. CLOSED SESSION MATTERS FOR NOVEMBER 23, 2010****CS-1. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

(Subdivision (b) of Government Code Section 54956.9)

Significant exposure to litigation (one case)

**In Closed Session the Board continued this item one week to November 30, 2010. (10-2646)**

**CS-2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

(Subdivision (c) of Government Code Section 54956.9)

Initiation of Litigation (one case)

**ACTION TAKEN:**

**The Board approved the corrective action plan for the matter entitled Ana Jimenez-Salgado v. County of Los Angeles. The vote of the Board was unanimous with all Supervisors being present. (10-2778)**

**IX . REPORT OF CLOSED SESSION FOR NOVEMBER 16, 2010****(CS-1) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

(Subdivision (b) of Government Code Section 54956.9)

Significant exposure to litigation (one case)

**In Closed Session the Board continued this item two weeks to November 30, 2010. (10-2500)**

**(CS-2) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

(Subdivision (a) of Government Code Section 54956.9)

Henderson v. Los Angeles County, United States District Court Case No. CV 08-03909 DDP

**This litigation arises out of plaintiff's allegations that his civil rights were violated when Sheriff's Deputies failed to protect him from and assault by other inmates. (10-2697)**

**ACTION TAKEN:**

**The Board authorized settlement of the matter titled Henderson v. Los Angeles. The details of the settlement will be made available once finalized by all parties. The vote of the Board was unanimous with Supervisor Knabe being absent. (10-2697)**

**(CS-3) Consideration of Corrective Action Plan for the matter entitled Ana Jimenez-Salgado v. County of Los Angeles, Los Angeles Superior Court Case No. BC 397 869, (Agenda Item No. 30 this date), pursuant to Government Code Section 54596.9.**

**In Closed Session the Board continued this item one week to November 23, 2010. (10-1752)**

**Closing 29**

29. Open Session adjourned to Closed Session at 2:57 p.m. following adjournments to:

**CS-1.**

Confer with legal counsel on anticipated litigation, significant exposure to litigation (one case), pursuant to subdivision (b) of Government Code Section 54956.9;

**CS-2.**

Confer with legal counsel on anticipated litigation, initiation of litigation (one case), pursuant to subdivision (c) of Government Code Section 54956.9

Closed Session convened at 3:03 p.m. Present were Supervisors Mark Ridley-Thomas, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich, and Gloria Molina, Chair presiding.

Closed Session adjourned at 3:35 p.m. Present were Supervisors Mark Ridley-Thomas, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich, and Gloria Molina, Chair presiding.

The Board of Supervisors of the County of Los Angeles, and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts, adjourned its meeting at 3:35 p.m. following adjournments.

The next Regular Meeting of the Board will be Tuesday, November 30, 2010 at 9:30 a.m. (10-2891)

The foregoing is a fair statement of the proceedings of the regular meeting held November 23, 2010, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

Sachi A. Hamai, Executive Officer  
Executive Officer-Clerk  
of the Board of Supervisors

By \_\_\_\_\_

Don Ashton  
Deputy Executive Officer  
Operations